



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Gary W. Pace *et al.*

FOR: SURFACE MODIFIED PARTICULATE COMPOSITIONS OF  
BIOLOGICALLY ACTIVE SUBSTANCES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR FILING A CONTINUING UTILITY APPLICATION  
UNDER 37 C.F.R. §1.53(b)**

1. This is a request for filing a continuation patent application under 37 C.F.R. §1.53(b). This application is a continuation of U.S.S.N. 09/667,328, filed on September 21, 2000, which is incorporated herein by reference. In lieu of an Appeal Brief, a continuation application is being filed.
2. This application is a total of 40 pages. This application includes:  

<u>29</u>	pages of specification (not including claims, abstract, or figures)
<u>6</u>	page of claims
<u>5</u>	pages of drawings (Figures 1-5)
3. Executed Combined Declaration and Powers of Attorney (from parent application) (3 pages).
4. Assignment and Recordation Cover Sheet (from parent application) (13 total pages).  
Assignment from RTP Pharma Inc. to Skyepharma Canada Inc. recorded on April 11, 2003 at Reel 013947, Frame 0796 (5 pages).  
Assignment from Robert A. Snow to Skyepharma Canada Inc. recorded on April 11, 2003 at Reel 013947, Frame 0941 (4 pages).  
Assignment from Gary W. Pace and Awadhesh K. Mishra to RTP Pharma Inc. recorded on November 20, 2000 at Reel 011256, Frame 0485 (4 pages).
5. Petition for Five-Month Extension of Time (1 page, in duplicate).
6. Preliminary Amendment (2 pages).

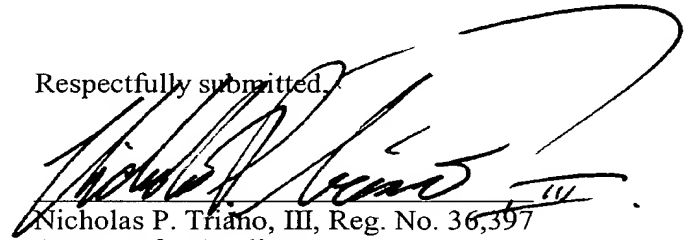
7. Fees associated with this application have been calculated as follows:

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Filing Fee 37 C.F.R. 1.16(a) \$300.00
Total Claims (37 C.F.R. 1.16(c))	37	- 20 =	17	\$50.00	\$850.00
Independent Claims (37 C.F.R. 1.16(b))	2	- 3 =	0	\$ 200.00	\$0.00
Multiple Dependent Claim(s), if any (37 C.F.R. 1.16(d))				\$360.00	\$360.00
Utility Application Size Fee (including drawings) - for each additional 50 sheets that exceeds 100 sheets				\$250.00	\$0.00
Utility Search Fee				\$500.00	\$500.00
Utility Examination Fee				\$200.00	\$200.00
				SUBTOTAL:	\$2,210.00
				Reduction by 50% for filing by <u>small entity</u> :	-\$ -0.00
				TOTAL FEE:	\$2,210.00

8. Check # 21459 in the amount of \$2,210.00 is enclosed (filing fee).  
Check # 21460 in the amount of \$2,160.00 is enclosed (five-month extension of time).

- 9 A return receipt postcard is enclosed.

Respectfully submitted,



Date: November 14, 2005

Nicholas P. Triano, III, Reg. No. 36,397  
Attorney for Applicants  
c/o MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY AND POPEO, P.C.  
Address all written correspondence to  
**Customer No. 30623**  
Tel: (617) 542-6000  
Fax: (617) 542-2241

TRA 2092925v.1